

RECEIVED  
CENTRAL FAX CENTER  
SEP 24 2004

**LAW OFFICES  
STAAS & HALSEY LLP**

Telephone  
(202) 434-1500

1201 New York Avenue, N.W.  
Suite 700  
Washington, D.C. 20005

Facsimile  
(202) 434-1501

**FACSIMILE TRANSMISSION**

September 24, 2004

**BEST AVAILABLE COPY**

TO: U.S. Patent and Trademark Office

ATTN: Examiner Leslie Pascal

FAX NO.: (703) 872-9306

TELEPHONE:

FROM: Paul I. Kravetz

RE: U.S. Patent Application  
Serial No.: 09/495,715

YOUR REFERENCE:

OUR DOCKET: 1460.1003

NO. OF PAGES (Including this Cover Sheet) 6

**PRIVILEGED & CONFIDENTIAL**

The information contained in this communication is confidential, may be attorney-client privileged, and is intended only for the use of the addressee(s). Unauthorized use, disclosure or copying is strictly prohibited. If there are any problems with this transmission, please contact us immediately.

**COMMENTS:**

Pursuant to a telephone conversation between Ms. Pascal and my secretary, Michelle Spanic, enclosed is a copy of the Response filed April 19, 2004.

Paul I. Kravetz

Please Date Stamp and return

Reply//Amendment Fee Transmittal, Response, NO FEES ENCLOSED

---

APPLICANT(S): Hideyuki MIYATA et al.

SERIAL NO: 09/495,715

CONFIRMATION NO. 5208

TITLE: OPTICAL COMMUNICATION APPARATUS AND OPTICAL ADD/DROP APPARATUS

FILING DATE: February 1, 2000

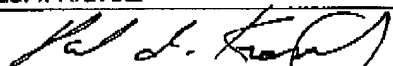
DOCKET NO: 1460.1003/PIK:mbs

DUE DATE: April 20, 2004



(21)

S&amp;H Form: (10/03)

<b>REPLY/AMENDMENT FEE TRANSMITTAL</b>		Attorney Docket No.	1460.1003		
		Application Number	09/495,715		
		Filing Date	February 1, 2000		
		First Named Inventor	Hideyuki MIYATA et al.		
		Group Art Unit	2633		
AMOUNT ENCLOSED	0.00	Examiner Name	S.R. Fahmy		
<b>FEE CALCULATION (fees effective 10/01/03)</b>					
CLAIMS AS AMENDED	Claims Remaining After Amendment	Highest Number Previously Paid For	Number Extra	Rate	Calculations
TOTAL CLAIMS	32	- 32 =	0	X \$ 18.00 =	\$ 0.00
INDEPENDENT CLAIMS	21	- 21 =	0	X \$ 86.00 =	0.00
Since an Official Action set an <u>original</u> due date of __, petition is hereby made for an extension to cover the date this reply is filed for which the requisite fee is enclosed (1 month (\$110); 2 months (\$420); 3 months (\$950); 4 months (\$1,480); 5 months (\$2,010));					
If Notice of Appeal is enclosed, add (\$330.00)					
If Statutory Disclaimer under Rule 20(d) is enclosed, add fee (\$110.00)					
Information Disclosure Statement (Rule 1.17(p)) (\$180.00)					
Total of Above Calculations =					\$ 0.00
Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27 & 1.28)					
<b>TOTAL FEES DUE =</b>					<b>\$ 0.00</b>
(1) If entry (1) is less than entry (2), entry (3) is "0". (2) If entry (2) is less than 20, change entry (2) to "20". (4) If entry (4) is less than entry (5), entry (6) is "0". (5) If entry (5) is less than 3, change entry (5) to "3".					
<b>METHOD OF PAYMENT</b>					
<input type="checkbox"/> Check enclosed as payment. <input type="checkbox"/> Charge "TOTAL FEES DUE" to the Deposit Account No. below. <input checked="" type="checkbox"/> No payment is enclosed and no charges to the Deposit Account are authorized at this time (unless specifically required to obtain a filing date).					
<b>GENERAL AUTHORIZATION</b>					
<input checked="" type="checkbox"/> If the above-noted "AMOUNT ENCLOSED" is not correct, the Commissioner is hereby authorized to credit any overpayment or charge any additional fees necessary to: Deposit Account No. <u>19-3935</u> Deposit Account Name <u>STAAS &amp; HALSEY LLP</u>					
<input checked="" type="checkbox"/> The Commissioner is also authorized to credit any overpayments or charge any additional fees required under 37 CFR 1.16 (filing fees) or 37 CFR 1.17 (processing fees) during the prosecution of this application, including any related application(s) claiming benefit hereof pursuant to 35 USC § 120 (e.g., continuations/divisionals/CIPs under 37 CFR 1.53(b) and/or continuations/divisionals/CPAs under 37 CFR 1.53(d)) to maintain pendency hereof or of any such related application.					
SUBMITTED BY: STAAS & HALSEY LLP					
Typed Name	Paul I. Kravetz		Reg. No.	35,230	
Signature			Date	April 19, 2004	

©2003 Staas &amp; Halsey LLP

RECEIVED  
CENTRAL FAX CENTER  
SEP 24 2004

Docket No.: 1460.1003

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of:

Hirayuki MIYATA et al.

Serial No. 09/495,715

Group Art Unit: 2633

Confirmation No. 5208

Filed: February 1, 2000

Examiner: Leslie C. Pascal

For: OPTICAL COMMUNICATION APPARATUS AND OPTICAL ADD/DROP APPARATUS

**RESPONSE**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Site

This is in response to the Office Action mailed January 20, 2004, having a period for response set to expire on April 20, 2004.

The following remarks are respectfully submitted. Reconsideration of the claims is respectfully requested.

**This Page is Inserted by IFW Indexing and Scanning  
Operations and is not part of the Official Record**

**BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☐ BLACK BORDERS
- ☐ IMAGE CUT OFF AT TOP, BOTTOM OR SIDES
- ☒ FADED TEXT OR DRAWING
- ☒ BLURRED OR ILLEGIBLE TEXT OR DRAWING
- ☐ SKEWED/SLANTED IMAGES
- ☐ COLOR OR BLACK AND WHITE PHOTOGRAPHS
- ☐ GRAY SCALE DOCUMENTS
- ☒ LINES OR MARKS ON ORIGINAL DOCUMENT
- ☐ REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY
- ☐ OTHER: \_\_\_\_\_

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.**